

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2002-092705

05/15/2003

HONORABLE ROBERT L. GOTTSFIELD

CLERK OF THE COURT
M. Brady
Deputy

FILED: 05/16/2003

EULA MAE PRIEST

RAYMOND L MILLER

v.

MARILYN MARIE KRICK

CHRISTINE E MULLENEAUX

MINUTE ENTRY

This is the time set for telephonic status conference and defendants' motion to dismiss arbitration appeal. Joseph Brown is present telephonically on behalf of the plaintiff. Christine Mulleneaux is present telephonically on behalf of the defendants.

Court reporter, Lorraine Chalkey, is present.

Counsel for plaintiff avows that Bobby Priest is also present telephonically.

After discussion the court denies defendant's motion to dismiss arbitration appeal and sets the following dates and deadlines.

IT IS ORDERED setting this case for a **jury trial** on **08/11/2003 at 9:30 a.m.**

Estimated length of trial: 2 days.

THIS IS A FIRM TRIAL SETTING. A MOTION TO CONTINUE BASED ON LACK OF PREPARATION WILL NOT BE GRANTED.

1. Discovery shall be completed on or before 07/15/2003.
2. Final Supplemental Disclosure statements shall be completed on or before 07/01/2003.

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3. A final pre-trial conference is set for 08/06/2003 at 8:30 a.m.
4. A joint pretrial statement in accordance with Rule 16(d), Arizona Rules of Civil Procedure, shall be due the day prior to the time of the pre-trial conference.
5. Jury instructions are to be provided at the pre-trial conference.
6. All Motions in Limine shall be filed 30 actual days (Sun.-Sat.) before the trial date. Responses shall be filed 10 actual days (calendar) before the trial date. No replies allowed. All Motions in Limine shall be faxed to Court and counsel. All Motions in Limine shall be heard on 08/06/2003 at 8:30 a.m.
7. At the pre-trial conference, counsel shall provide the Court with copies of any deposition transcripts to be read to the jury. The offering party should highlight the portions to be read. The other side should highlight Rule 106 additions. Any objections for the Court to rule on should be clearly marked in the margin.
8. In the ordinary case, counsel may assume the jury will be picked and opening statements will take place in the morning. Witnesses will then be called on the first day. Trial days are 9:30 a.m. to 12:30 p.m., and 1:30 p.m. to 4:45 p.m., four days a week (Monday – Thursday).
9. At the pre-trial conference, counsel shall be prepared to discuss:
 - (a) time limits in voir dire, opening statements, examination of witnesses and closing statements.
 - (b) stipulation as to the foundation and authenticity of exhibits.
 - (c) preliminary jury instructions.
10. Counsel shall make arrangements with the Clerk of the Court for marking exhibits 5 days prior to trial date.
11. One day's jury fees will be assessed unless the Court is notified of settlement before 2:00 p.m. on the judicial day before trial.

Due to calendar rotation, Judge Barbara Jarrett will be assigned to this calendar effective June 23, 2003. Thereafter, all further proceedings in this case will be heard by Judge Jarrett. Unless otherwise notified by Judge Jarrett, the time and date for all scheduled proceedings is confirmed.

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Judge Jarrett is located at the Southeast Adult Facility, 222 East Javelina, Courtroom 405, Mesa AZ 85210, (602) 506-1650.